

BEFORE THE HUMAN RIGHTS COMMISSION
OF THE STATE OF MONTANA

DANNY ARLEDGE,

Charging Party,

-v-

MONTANA STATE PRISON,

Respondent.

Case No.: 0055011395

ORDER

On July 13, 2005, the Department of Labor and Industry's Human Rights Bureau issued a Notice of Dismissal and Notice of Right to Sue in the above-captioned matter. Charging Party, Danny Arledge (Arledge), filed objections with the Montana Human Rights Commission (Commission). The Commission considered Charging Party's objections without oral argument on November 14, 2005.

In this matter, the Human Rights Bureau determined that a preponderance of the evidence did not support Arledge's complaint of discrimination against the Montana State Prison. Arledge alleged that the Montana State Prison unlawfully discriminated based on creed or religion in the provision of government services. After careful and due consideration, the Commission concludes the determination of the Human Rights Bureau is sufficiently supported by the record and there was no abuse of discretion in the issuance of a Notice of Dismissal. *Mont. Code Ann. § 49-2-509(4) (2003); Admin. R. Mont. 24.9.1714(3).*

Charging Party will have 90 days after the receipt of this order to petition a district court in the district where the alleged violation occurred for the appropriate relief. *Mont. Code Ann. § 49-2-509(5) (2003); Admin. R. Mont. 24.9.1714(5).* If Charging Party fails to commence a civil action within 90 days, the claim is time barred. *Id.*

IT IS HEREBY ORDERED, that Charging Party's objection is **overruled**. The Commission adopts the determination of the Human Rights Bureau and the Notice of Dismissal is affirmed.

DATED this ____ day of November 2005.

Chair Franke Wilmer
Human Rights Commission

CERTIFICATE OF SERVICE

The undersigned secretary for the Human Rights Commission certifies that a true and correct copy of the foregoing ORDER was mailed to the following by U.S. Mail, postage prepaid, on this _____ day of November, 2005.

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